

MINUTE SHEET - SENTENCING

1:10 - 1:45

CASE NO. 99-CR-23-H

DATE 01/05/00 USA v. Michael Wehba

JUDGE Sven Erik Holmes DEPUTY D. Holland REPORTER G. Dorrough

RECORDER —

Counsel for Plaintiff: Allen B. Wilfley

Counsel for Defendant: Charles Fratzer

(Ret) Appt./FPD

- Defendant appears in person with counsel. Counsel waived.
- Pltf & Deft reviewed PSI: Objections by Def. at. den.; No objections by govt. Ct adopts.
- 18:3553 Findings re: PSI/Sentence made; Findings re: Plea made.
- Sentence re: Guidelines; w/n same; Departure- upward/downward; Findings made.
- Defendant and counsel asked if they care to say anything before sentence is pronounced, and no cause to the contrary being shown:

SENTENCE: As to Counts 1 of Felony Information:

BOP- 5 mo. & to be served commun. conf. At. in Twp

Probation- inelig.

SR- 1 yr.

Fine- none ordered

SMA- \$100.00

Restitution- N/A

Standard Conditions including the following additional conditions:

- Deft shall abide by "Special Financial Conditions".
- Deft shall abide by "Special Search & Seizure Conditions".
- Deft shall participate in a program of testing and treatment (to include inpatient) for drug and alcohol abuse as directed by the Probation Officer.
- Deft shall be placed on home detention to include electronic monitoring at the discretion of the U.S. Probation Office for a period of 5 mos to commence w/7 days of sentencing date. Entire cost of this program shall be paid by: deft govt.
- As a condition of SR, upon completion of imprisonment term, deft to surrender to a duly- authorized immigration official for deportation in accordance with the established procedures provided by Immigration and Naturalization Act. It is a further condition of SR, if ordered deported, deft to remain outside the US until termination of the term of SR.
- Defendant advised of right to appeal; Defendant gives oral notice of appeal.
- Bond exonerated. Appeal bond set: _____ (Cash or Surety); Findings made.
- Remaining counts ordered dismissed. Indictmt.
- Defendant to self surrender to designated institution: by noon on 2/7/00 Findings made.
U.S. Marshal to advise of designated institution.
- Defendant remanded to custody of U.S. Marshal.

ADDITIONAL MINUTES: _____

